

Woman to Tell Of Typing King Will in 1905

Miss Lee Will Testify in
Chicago Litigation of
Her Work for Lumber-
man Who Left \$3,000,000

Not Called at First Trial

Document in Dispute Has
Been Pronounced Fraud;
Arrest Is Threatened

A new witness will appear in the litigation over the will of James C. King, wealthy lumberman, when it is resumed this week in Chicago. She will testify that she transcribed a second will in 1905. King died in 1905, leaving an estate of \$3,000,000 to the Northern Trust Company of Chicago, trustee, for the erection and maintenance of a home for old men.

This new witness is Florence Isabel Lee. In the law offices of Colonel Thomas B. Felder, 14 Wall Street, counsel for Gaston B. Means in the \$1,000,000 suit against District Attorney Swann and his assistant, John T. Dooling, she said yesterday that Mr. King had dictated the second will to her in a boarding house in Chicago. This will left the bulk of his fortune to his widow, whose will, in turn, left her estate to her sister, Mrs. Mary C. Melvin.

She said she had known Mr. King since she was a child. She was seven when he asked her if she would like to be a stenographer. She was studying stenography when he asked her if she would like to be a stenographer. She was studying stenography when he asked her if she would like to be a stenographer.

One Sunday, she said, he came to her home and brought a second-hand typewriter.

Tells of Typing the Will
"Then I sat down and typed the will, which was written on two or three pieces of paper in lead pencil. I did not have any carbon or paper. He gave me an envelope, so I would use the back of it for a sheet of paper. He gave me \$20 when I was through."

"I did not pay any particular attention to him or the will until I heard of his death in Chicago. When the trial was on in North Carolina I wrote to Judge Osborne. I was living on 148th Street at that time. I believe I saw a facsimile of the will in the newspaper, and read something about the 1905 will."

"Judge Osborne did not pay any attention to my letter until after the trial when he called me on the phone and made an appointment with me. He did not pay any attention to it until July of last year. Nobody knew anything about it."

She was asked what became of the second copy. "He took them and gave them up," she answered.

Miss Lee is not anxious to go to Chicago because, Colonel Felder says, Alexander H. Reichman, attorney for the Northern Trust Company, has publicly declared that he will have arrested any uninterested witnesses to the second will, which has been declared a fraud by Judge Horner in Chicago.

District Attorney Swann said yesterday, when he was informed of Miss Lee's statements, that she had been reduced for the occasion, and that her statements would be proved false.

Talk of Impeachment
Colonel Felder spoke of having Mr. Swann impeached in connection with the alleged financial aid given him by the trust company in the prosecution of Mr. Means. Mr. Swann said the colonel did not have to go to that much unnecessary trouble. All he had

to do was to lay his facts before the Governor, and he could remove him. Means, who was Mrs. King's confidential adviser, was tried on the charge of killing her and was acquitted. He in turn charged that his prosecution was instigated and financed by the Northern Trust Company. Mr. Dooling took part in this prosecution. Means also is alleged to have found the second will, and has testified that in the event of his being found he was to receive about \$800,000 from Mrs. King.

Now he is Mrs. Melvin's chief witness in her fight to have the second will declared valid. This second will has been characterized as a forgery and Means's story concerning it a fabrication.

Insane Persons Improve When Teeth Are Treated

Experimenters in Missouri Hospital Contend Dental Neglect Promotes Mental Break-Down

ST. JOSEPH, Mo., June 22.—Experimenters in the application of dental surgery to treatment for insanity are being conducted in Missouri Hospital for the Insane No. 2, according to Dr. G. E. Ford and Dr. Walton E. Taylor. Several St. Joseph dentists and a throat specialist are conducting the research. No provision is made by the state for dental service in the state hospitals, and the experimental work is at the expense of the men engaged. The institution does not contain dental equipment or X-ray.

Dr. Ford said 724 patients have been treated. Sufficient improvement has been noted in a number of patients to convince the researchers that with state cooperation they could effect a radical improvement in the condition of many of the patients.

Drs. Ford and Taylor explained that they were following the lead of Dr. Henry A. Cotton, medical director of the New Jersey State Hospital at Trenton, who had developed, and to a considerable degree substantiated, a theory of relation between diseases of teeth and tonsils and insanity. Germs incubated by such irregularities, Dr. Cotton maintains, produce insanity.

Woman Is Arrested in Battle in Restaurant

Manager Says She Broke Cup on His Head; She Declares He Threw Knife at Her

When the sound of voices raised in superheated argument and the crash of breaking china sounded in Libby's Restaurant, 131 West 125th Street, yesterday evening, Patrolman Meyer entered, and at the request of Edward Friedman, manager, arrested a young woman who said she was Mrs. Mollie Sweetwood, of 340 West Fifty-seventh Street.

Friedman said that the woman had broken a coffee cup on his head, and showed bits of the cup to prove it. Mrs. Sweetwood said that the restaurant manager had thrown a knife at her, and displayed a gash in her breast in support of her contention. Mrs. Sweetwood was accompanied to the police station by a woman friend who had been with her in the restaurant but who refused to give her name. Both of them said the whole fault was Friedman's, but Mrs. Sweetwood was locked up charged with felonious assault.

Alleged Anarchist Agrees To Deportation to Italy

Because he consented to be deported to Italy, his native country, Vito Mariani, under indictment for alleged criminal anarchy, was released on his own recognizance by Judge Crain in General Sessions yesterday and turned over to the Federal immigration authorities. Mariani, who is twenty-eight years old, lived at 305 East 118th Street.

He was indicted May 7 for publication in an Italian language paper he conducted, called "Il Refrattario," Alexander J. Burke, Assistant District Attorney, moved for the release of the defendant.

Girl Student Now Enters Elwell Case

(Continued from page one)

and Mr. Von Schlegel smiled at each other. The Elwell party left about 9:30 o'clock, and Mr. Von Schlegel and I left about 9:45. We took a cab to my apartment in East Sixty-first Street, which we reached about 10 o'clock, and Mr. Von Schlegel said good night. He did not come in with me. He said something about going home.

I went to bed and the next morning I went down to the Grand Central Station to take my train home, and I was astonished to hear the boys crying out, "All about the Elwell murder!"

While Mr. Swann repeatedly stated that Miss Anderson had no connection whatever with the case, her statement that she was home at 10 o'clock that Thursday night before the murder is "undoubtedly wrong."

Telephone Record
He pointed to a statement of Mr. Von Schlegel that he left the Ritz about 11 o'clock that night and that he left his key to the door of his apartment at about 11:30 o'clock.

After several definite statements from various members of the District Attorney's staff that the question of any telephone calls from the Elwell home on the morning of the murder had been thoroughly investigated, and that no such calls had been made, it was learned yesterday, thirteen days after the crime, that at least two attempts were made by some one in the Elwell home to get outside numbers after midnight. Officials of the Columbus Central, 426 West Fifty-eighth Street, told investigators yesterday that they have a record of a call coming from 9689 Columbus, which is 244 West Seventy-third Street, Elwell's house.

While this record gives the date as June 11, 1920, Mr. Swann says it does not give the hour. The recollection of the telephone authorities is that the call came between 12:50 and 1 o'clock in the morning. There were no other calls at this central that morning. The police were unable to get any further information on this point yesterday because of the absence of Miss Margaret Entler, the telephone operator who got the calls. Miss Entler, who lives at 436 East Eighty-first Street, is now at Rutherford, N. J.

This development, if confirmed, would seem to indicate that somebody, other than Elwell, was in his home then; Elwell, it is known, having been with the Lewisohn party on the roof of the Amsterdam Theater until at least 1:45 a. m. It is known, too, that some one was in communication with Elwell at his home at 2:30 o'clock the fatal morning.

The telephone company says that the mysterious one-o'clock calls were for 1841 Far Rockaway, which is the phone number of William H. Pendleton, at Cedarhurst. L. I. Mr. Pendleton says he didn't get any calls at that time, that he expected none and can't understand what Elwell, if it was he, could have wanted to get into touch with him about.

If it was not Elwell, and the probability is, say the police, it was not, who was in the house at the time? How did they get there? Did they have a key and why were they trying to reach Mr. Pendleton, are the questions that are now being investigated by the authorities. It is possible, they reason, that this person concealed himself about the house until the morning and then awaiting a favorable moment, fired the fatal shot.

Another discrepancy has now cropped up in connection with the mystery of the locked doors. Charles S. Torrey, the lock carrier, who went to the Elwell home early on the morning of the murder, said yesterday that he found the outer door of the vestibule open, something which he had never encountered, except on one other occasion. This is in contradiction to the testimony of Mrs. Larson, who says she was

amazed to find the outer door locked when she arrived at the house, at about 8:20 that morning.

Torrey says that the circumstance struck him as strange in view of the fact that during the two years he had been serving mail there he had found it open only once before. He said he went to the house at about 7:50 to 7:25 a. m. and came back on the other side of the street about fifteen minutes later, but noticed nothing unusual. Because of the circumstance that the curbing of this house were always drawn and the doors were always locked, it was regarded in a certain sense as a "house of mystery." The recollection that the doors were usually locked, he said, further substantiated by the fact that the morning newspapers were always outside the door.

Mrs. Larson, the housekeeper, says she was amazed to find the outer doors locked when she arrived that morning, at about 8:20. This would seem to indicate that the door was locked by the murderer as he went out just before the arrival of Mrs. Larson. If so, the police first statement should be some evidence of a finger print on the latch, and that this would in all likelihood be the case, since persons under excitement usually develop moist hands and fingers, and the morning newspapers were always outside the door.

Asked what the examination of Miss Amelia Hardy, sister of the Countess Sonia Szaniawaka, had produced, Mr. Swann said that Miss Hardy had been willing to tell apparently all she knew, but that she had advanced no facts which would aid them greatly in solving the mystery.

Concerning the "woman in gray" whose identities he has so far failed to disclose, the District Attorney said there was nothing new about these women.

Philip Bender, the taxi driver who took the Lewisohn party from the Amsterdam Theater to their home, seems to have had a change of mind since he made his first statement that he was sure he carried only three persons from in front of the New Amsterdam Theater at about 1:45 on the morning of the murder. It was known that in the party at the time were Elwell, Miss Kraus, Mr. and Mrs. Lewisohn and Figueroa. Elwell did not leave with the party, according to the Lewisohns and, of the others, Bender said a few days after the crime that he "would bet his car that he carried only one woman and two men." He said he distinctly remembered the incident, because when he wanted to turn down the front seat he was told by one of the men "not to mind, they would all sit in the back seat."

Chaufeur Not So Sure
Now, however, Mr. Swann says, Bender is not sure, and while he still thinks he carried three, he believes it possible that he carried four.

Captain of Detectives Carey said that every person that could be found in a nearby house had been examined, the letter carrier in his testimony yesterday, had given Assistant District Attorney Joyce certain information about this man.

It is possible that among the witnesses to be called to day for examination will be a negro street cleaner, who was mentioned by Charles S. Torrey, the letter carrier, in his testimony yesterday. Earlier in the investigation Torrey had given Assistant District Attorney Joyce certain information about this man.

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ed that failure, so far, in tracing the criminal was due to the unwillingness of the police to cooperate and because they had not told him what they had done on the case. He said that the police had done good work.

Difficulty With Police

"But the reason we have not caught the murderer," he added, "is because he has been a very discreet person. He has taken no one into his confidence and told no one of his crime. If he had we would have heard of it by this time."

There were evidences during the day that the Police Department and the District Attorney's office were not on the best of terms and that the quarrel had much to do with the fruitlessness of the efforts being made to find the card wizard's slayer.

Earlier in the day Mr. Swann had announced that he had written a note to Police Commissioner Enright requesting that he send the men responsible for the work of the department on this to his office for bringing about closer cooperation. When nobody turned up, Mr. Swann, in the presence of reporters, called up Captain Carey, of the Home Office Bureau, and invited him to come to his office to discuss the matter.

To this Captain Carey replied he didn't see why he should be dragged down to the District Attorney's office; he was a detective, not a politician. He said he was willing to do his work, but he was not willing to be treated as a subordinate.

At the close of the conference the prosecutor announced that there was the heartiest cooperation between the two departments. He said that he was sure he carried only three persons from in front of the New Amsterdam Theater at about 1:45 on the morning of the murder. It was known that in the party at the time were Elwell, Miss Kraus, Mr. and Mrs. Lewisohn and Figueroa. Elwell did not leave with the party, according to the Lewisohns and, of the others, Bender said a few days after the crime that he "would bet his car that he carried only one woman and two men." He said he distinctly remembered the incident, because when he wanted to turn down the front seat he was told by one of the men "not to mind, they would all sit in the back seat."

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Chicago School Board Men Get Jail Sentences

Attorney and Six Members
Draw One to Five Days;
Three Women Let Off
With Fines Up to \$750

All Thompson Adherents

Guilty of Conspiracy and
Contempt in Ousting Chad-
sey as Superintendent

Special Dispatch to The Tribune

CHICAGO, June 22.—Nine members and the attorney of the Chicago Board of Education were today adjudged guilty of conspiracy and contempt by Judge Kitcham Scanlan of the Superior Court. The men members got sentences ranging from one to five days in jail, with fines up to \$500, while women members were fined from \$500 to \$750.

This is the latest chapter in Chicago's turbulent school board affairs. It is an outgrowth of the ousting of Dr. Charles E. Chaddsey, Superintendent of Schools, by the Mayor Thompson board members, known as the "Solid Six." Dr. Chaddsey was brought to Chicago from Detroit by the anti-Thompson faction at a salary of \$18,000 a year. By a hold move Mayor Thompson gained control of the board and ousted Chaddsey. He was locked out of his office later in defiance of a court order.

Mayor Thompson was in the court room when the judgment was given. He only smiled and said laconically: "They are not in jail yet."

List of Defendants
The defendants are at liberty on

bonds pending an appeal. The sentences are:
Albert A. Severinghaus, three days in jail and \$300 fine.
Hart Hanson, three days in jail and \$300 fine.
Mrs. F. E. Thornton, \$750 fine.
Mrs. Sadie Bay Adair, \$750 fine.
George B. Klarkowski, one day in jail and \$300 fine.
Mrs. Lulu Snodgrass, \$500 fine.
James Bezy, one day in jail and \$300 fine.
James E. Croarkin, one day in jail and \$300 fine.
George B. Arnold, two days in jail and \$200 fine.

Those acquitted are:
Peter A. Mortenson, Ralph W. Conrad, Mrs. E. Z. Brinsley, Hugo Groat, Eugene McCassey, George Hans and Chief of Detectives James L. Mooney.
Edwin S. Davis, president of the board, and Jacob M. Loeb, were the only two members not included in the judgment. Mr. Loeb was Dr. Chaddsey's staunch friend and was the main factor in bringing him to Chicago. Since the School Board has been taken under the Thompson wing, Mr. Loeb has been entirely alone in his fight.

New Superintendent Denounced
Superintendent Peter A. Mortenson, who took Dr. Chaddsey's place, also escaped punishment. The court said that while Mr. Mortenson was legally not guilty of the conspiracy and contempt charges, he was technically and morally guilty as "presented one of the meanest aspects of the case."

Attorney Rither said: "I am willing to assume the responsibility for speaking for the members of the board, for myself and for them I will say that whatever the court decides we will abide by. This is only the first step in the proceedings."

In his decision Judge Scanlan said: "The guilty conspirators in this case have succeeded in their shameless and lawless design to prevent Dr. Chaddsey from holding the office to which he was entitled under law and all that this court can do now is to see that the guilty ones shall not go unwhipped of justice. The prominence of the guilty respondents are circumstances that tend to aggravate the seriousness of the offense committed."

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Police Say Murderer Of Gabin Is Known

Expect to Arrest Spaniard's
Slayer Soon; "Charley"
Suspected of Crime

Detectives investigating the murder of Manuel Gabin, who was found dead at his new home, 770 Washington Street, Monday morning, say they know the name of the man who killed the "king" of the city's Spanish colony and expect to arrest him shortly. They believe it is the "Charley" with whom Gabin left his restaurant Sunday night.

The body of the slain man will be to-day and to-morrow in state in the front room of the flat into which he and his wife were to have moved this week and in which he was killed. Funeral services will be held Friday in the Spanish Church on Fourteenth Street. The body will be buried in Calvary Cemetery, Brooklyn.

Emilio Loner, a cousin of 552 Eleventh Street, hinted yesterday that Gabin's death was in some way brought about by the will he had made. He would not explain that statement, however, further than to say he and his cousin had made reciprocal wills.

Cooks and waiters in Gabin's restaurant yesterday said their employer had been drinking much vermouth Sunday night and was considerably under the influence of liquor when he left the place.

Girl, 7, Shot by Companion, 5,
While Playing With Revolver

While at play yesterday Gilda Leone, seven years old, was shot and seriously wounded by her playmate, Antoinette Devine, five. Both little girls live at 329 Hudson Avenue, Brooklyn.

Antoinette found